

GOVERNMENT OF TELANGANA
ABSTRACT

Tribal Welfare Department – Telangana State – Adilabad District – Issue dt.12.6.2018 of TW (LTR.1) Department – Local Scheduled Tribe Certificate of Pawar Manoranjani D/o. P. Gajanand, R/o Chichdhari Khanapur is found not genuine by District Collector, Adilabad, vide Memo Rc.No.C3/1621/2019-6, dt:26.09.2019, - Appeal filed by Pawar Manoranjani D/o: P.Gajanand, R/o.H.No.2-23/2, Chichdhari Khanapur Village, Adilabad(Rural) Mandal, Adilabad District – Allowed – Orders – Issued.

TRIBAL WELFARE (LTR) DEPARTMENT

G.O.Ms.No. 36

Dated: 27-04-2021
Read the following:-

1. G.O.Ms.No.24, TW(LTR.1) Department, dated:12.6.2018.
2. Memo.Rc.No.C3/1621/2019-6, dt.26.09.2019 of Collector, Adilabad District.
3. Appeal petition filed by Pawar Manoranjani D/o: P.Gajanand, R/o.H.No.2-23/2, Chichdhari Khanapur Village, Adilabad(Rural) Mandal, Adilabad District dated 11.02.2021.
4. Govt.Memo.No.245/TW.LTR/2021, dated 23.02.2021, 25.03.2021.
5. Notice No.245/TW.LTR/2021, dt:23.02.2021.

ORDER

In the reference 1st read above, Government have issued detailed guidelines for issue of Agency Area Local Scheduled Tribe Certificates to the local STs living in the Scheduled Areas and procedure to be adopted for cancellation of such certificates in case of fake/bogus claims.

2. In pursuance of the said Government orders under reference 1st read above, the District Collector, Adilabad in the reference 2nd cited, has informed to the applicant i.e. Pawar Manoranjani D/o: P.Gajanand, R/o.H.No.2-23/2, Chichdhari Khanapur Village, Adilabad(Rural) Mandal, Adilabad District that the Local ST Certificate submitted by her during the certificate verification for appointment to the post of Forest Beat Officer has been taken up for enquiry by the scrutiny committee for verification as per the guidelines mentioned in GO.Ms.No.24, dated 12.6.2018. During verification, the certificate produced by her has been found not genuine and therefore, advised to appeal before the Government as per the guidelines mentioned in the GO Ms.No.24, dt.12.6.2018, if aggrieved. But the details of findings of the scrutiny committee have not been mentioned except mentioning that the certificate produced before the committee found not genuine.

3. Therefore, as per the intimation in Memo.Rc.No.C3/1621/2019-6, Dated.26.09.2019 of the District Collector, Pawar Manoranjani D/o Gajanand R/o Chichdhari Khanapur, Adilabad (Rural) Mandal, Adilabad District has filed an Appeal before the Government as required under GO Ms.No.24, TW (LTR) Dept. dt.12.6.2018 with the following grounds:

- She has been provisionally selected for the post of Forest Beat Officer under Agency Area Local ST category in Adilabad District.
- Subsequently, the Scrutiny Committee headed by the PO ITDA Uttoor, had conducted inquiry into the genuineness of her Agency Area Local ST Certificate bearing Rc.No.C/732/2019, dated 25.07.2019 issued by the Tahsildar, Adilabad (Rural), Adilabad District.

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- Vide Memo.Rc.No.C3/1621/2019-6, dt.26.9.2019 of the Collector, Adilabad, the District Collector, Adilabad, had informed her that during verification taken up by the Scrutiny Committee, the certificate produced by her has not been found genuine and therefore, aggrieved by it, she is filing the Appeal before the Government as per guidelines mentioned in G.O. Ms.No.24, dt.12.6.2018.
- In spite of submitting of all relevant documents to the Scrutiny Committee in support of her claim that she and her family, ancestors have been the continuous residents of Chichdhari Khanapur village of Adilabad (Rural) Mandal from before 1950 – the authorities without going through the evidentiary documents produced by her, had informed that her certificate was found not genuine without mentioning reasons – which may be seen from the Memo.Rc.No.C3/1621/2019-6, dated 26.9.2019 issued by the Dist. Collector, Adilabad.

4. In support of her claim, she has submitted the following documents along with the Appeal and also during hearing on 27.2.2021:

- i. Hall Ticket No.1148024299.
- ii. Affidavit duly Notarized on 23.8.2018 submitted before the Tahsildar, Adilabad (Rural) Mandal deposing that she belongs to Lambada Community which comes under Scheduled Tribe. Her ancestors lived in Chichdhari Khanapur, Adilabad (Rural) Mandal from before 1950. Other ancestors i.e. P.Gajanand S/o Raojee S/o Jitra resided at Nigni village of Boath Mandal from 1954 to 1976 and thereafter shifted their residence to Chichdari Khanapur in the year 1977 and living there till today. Her grandfather namely late Jitra S/o Chpla was having agriculture land in Sy.No.53 to an extent of acs.1.25 gts situated at Nigni village, Boath Mandal. She has mentioned the following Family Tree:

Pawar Jitra S/o Chapla is great grandfather of appellant – he has five sons namely 1) Raoji (grandfather of appellant) 2) Rathan Singh 3) Hariya 4) Ramla and 5) Bheemrao.

Pawar Raoji i.e. grandfather of appellant has three sons namely 1) Gajanand (father of appellant) 2) Ambaji and 3) Dharamsingh.

Pawar Gajanand (father of appellant) has two daughters and one son namely 1) Manoranjani (daughter and appellant herein) 2) Sivaranjani (daughter) and 3) Srikanth (son).

- iii. Pahani for the Fasli 1359 (1949 year) in Modi language – relevant portion translated into Telugu by 1) K.Raja Ram, Ex-Patwari, Narnoor Mandal and Expert in MODI Language Reading and Translation, into English by Rathod Subhash, Advocate, Adilabad and also by B.Prem Singh, Advocate – wherein it was recorded that in Sy.No.53 covering an extent of acs.32.24 – Sri Gajanan Rao S/o Waman Rao was pattedar and Zitra S/o Chapla (great grandfather) was cultivator.
- iv. Khasra Pahani for the year 1954-55 – village: Nigni – Boath Mandal - Sy.No.53 was recorded for an extent of acs.32.24 –

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Gajanan Rao S/o Waman Rao – Zitra S/o Chapla (great grandfather) R/o Nigni purchased it from the pattedar Gajanan Rao for Rs.1500/- under sale agreement dt.14.4.1954.

- v. Pahani for the year 1961-62 - village: Nigni – Boath Mandal – Sy.No.53 was recorded for an extent of acs.32.24 in the name of Zitra S/o Chapla R/o Nigni (great grandfather).
- vi. Pahani for the year 1962-63 – village: Nigni – Boath Mandal – Sy.No.53 was recorded for an extent of acs.32.24 in the name of Zitra S/o Chapla R/o Nigni (great grandfather).
- vii. Pahani for the year 1966-67 – village: Nigni – Boath Mandal – Sy.No.53 was recorded for an extent of acs.32.24 in the name of Zitra S/o Chapla R/o Nigni (great grandfather).
- viii. Pahani for the year 1967-68 – village: Nigni – Boath Mandal – Sy.No.53 was recorded for an extent of acs.32.24 in the name of Zitra S/o Chapla R/o Nigni (great grandfather).
- ix. Pahani 1994-95 – shows name of Pawar Gajanan S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.
- x. Pahani 1996-97 – shows name of Pawar Gajanan S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.
- xi. Pahani 1997-98 – shows name of Pawar Gajanan S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.
- xii. Pahani 1998-99 – shows name of Pawar Gajanan S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.
- xiii. Pahani 1999-2000 – shows name of Pawar Gajanand S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.
- xiv. Pahani 2000-2001 – shows name of Pawar Gajanand S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.
- xv. Pahani 2001-2002 – Chichdhari – shows name of Pawar Gajanand S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.
- xvi. Pahani 2002-2003 – Chichdhari – shows name of Pawar Gajanand S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.
- xvii. Pahani 2003-2004 – Chichdhari – shows name of Pawar Gajanand S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.
- xviii. Pahani 2004-2005 – Chichdhari – shows name of Pawar Gajanand S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.
- xix. Pahani 2005-2006 – Chichdhari – shows name of Pawar Gajanand S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.

xx. Pahani 2006-2007 – Chichdhari – shows name of Pawar Gajanand S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.

xxi. Pahani 2007-2008 – Chichdhari – shows name of Pawar Gajanand S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.

xxii. Pahani 2008-2009 – Chichdhari – shows name of Pawar Gajanand S/o Raoji (father of appellant) for an extent of acs.2.27 in Sy.No.28/48.

xxiii. Pahani for the year 1427 Fasli (2017 year) issued on 7.9.2017 by the Tahsildar, Boath Mandal – village: Nigini – Boath Mandal – showing an extent of acs.1.20 in Sy.No.53/AA/1 in the name of Gajanan S/o Raoji (father).

xxiv. Pahani for the year 1427 Fasli (2017 year) issued on 05.02.2018 by the Tahsildar, Boath Mandal – village: Nigini – Boath Mandal – showing an extent of acs.1.20 in Sy.No.53/AA/1 in the name of Gajanan S/o Raoji (father).

xxv. PPB bearing No.T13010380128 – Khata No.96 – issued by Tahsildar, Adilabad (Rural) – village: Chichdhari Khanapur – name of Pawar Gajanan S/o Raoji (father) was recorded for the extents of acs.5.00 in Sy.No.9/8 and 0.18 gts in Sy.No.9/10 (Laoni patta).

xxvi. Census Sheet for the year 1961 – village: Nigini – Taluq: Boath – Adilabad Dist. – name of great grandfather Zitra was recorded under H.No.1-13.

xxvii. Voter list for the year 1977 – Adilabad Assembly Constituency – Part No.66 – village: Chichdhari – Firka: Jainad – Taluq: Adilabad – from Sl.No.72 to 79 – names of 1) Raoji S/o Zitra (grandfather) 2) Rukumbai W/o Raoji (grandmother) 3) Zitra S/o Chapla (great grandfather) 4) Godhibai W/o Zitra (great grandmother) 5) Ramulu S/o Zitra (brother of grandfather) 6) Kamalabai W/o Ramulu 7) Dhariya S/o Zitra (brother of grandfather) and 8) Sundaribai W/o Dhariya – were recorded.

xxviii. Certificate bearing No.C/545/2019, dated 22.07.2019 issued by Tahsildar, Boath Mandal that “on the basis of the Certification made by the Village Revenue Officer, Nigini village, Mandal Revenue Inspector-I Boath and based on the Certificate issued by the then Tahsildar, Boath vide certificate No.C/448/2018, dated 25.09.2018, this is certified that Pawar Gajanand S/o Pawar Ravuji R/o Chichdhari Khanapur village of Adilabad Rural Mandal, Adilabad District and as per the 1359 Fasli (1949 year) in Sy.No.53, Sri Zipra S/o Chapla is shown as cultivator who is having blood relation with Applicant as Grand Father and as per existing record of this office, his forefathers have been previously resided in Nigini village which is Agency Area village and all the family members have migrated from Nigini village to Chichdhari Khanapur village of Adilabad Mandal in the year 1972. Hence certified”.

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xxix. Agency Area Local ST Certificate bearing R.C.No.C/732/2019, dated 25.07.2019 issued as prescribed under GO Ms.No.24, Tribal Welfare (LTR) Department, dt.12.06.2018) by the Tahsildar, Adilabad (Rural) Mandal, Adilabad District – wherein it was certified that "Pawar Manoranjini Daughter of Sri Gajanand belongs to ST Lambada community notified under Article 342 of the Constitution of India in the State of Telangana. The Boath Tahsildar certified that since 1949 to 1972 the applicant's grandparents resided in Agency village Nigini vide Ref.No.C/545/2019, dt.22.07.2019. After 1972, her father and forefathers resident of Chichdhari Khanapur village of Adilabad Rural Mandal since 26.01.1950 which is a notified scheduled village as per Scheduled Areas (Part-B States) Order, 1950."

xxx. Agency Area Certificate issued by Mandal Revenue Officer, Adilabad to Smt.R.Chandrakala W/o Gajanand R/o Chichdari, District Adilabad is residing at Chichdari village which is an agency and notified village.

xxxi. Aadhar Card No.9227 7850 8074 issued to showing details of my name as Pawar Manoranjani, DoB: 05/09/1996 D/o Pawar Rajanand, H.No.2-23/2, Chichdhari Khanapur, Adilabad Mandal, District Adilabad.

xxxii. EPIC No.AP/35/242/594474, dt.15.12.1995 – place of issue: Adilabad – Name: Chandrakala W/o Gajanand (mother of appellant) R/o H.No.2-23/2, Chichdhari Khanapur, Adilabad.

xxxiii. Service Certificate issued by Principal, TS Residential School (Boys) E/M, Pochampad, Nizamabad District – wherein it was certified that Smt.R.Chandrakala (mother of appellant) has been working as Record Assistant TS Residential School & Junior College, Pochampad, District Nizamabad since 27.12.2016 under the control of TSREI Society, Hyderabad.

xxxiv. GP Chichdhari Khanapur Resolution dt.15.02.2021 – wherein it was resolved that ancestors of Pawar Manoranjani D/o Gajanand namely Pawar Zitra S/o Chapla lived in Nigni village from 1950 to 1964 and later his sons Raoji, Ratansingh, Dharma, Ramulu, Bheemrao migrated to Chichdhari village of Adilabad Mandal.

5. Vide reference 4th read above, the District Collector, Adilabad has been requested to submit original record pertaining to the case along with para-wise remarks.

6. Vide reference 5th read above, a Notice has been issued to the Appellant to attend for hearing on 27.02.2021 before the Government to prove her claim along with documentary evidences. Accordingly, the Appellant has attended for hearing on 27.02.2021, and submitted the documents as submitted along with Appeal Petition.

7. From the above documentary evidences, it is established that the appellant Pawar Manoranjani D/o Gajanand and her ancestors have been continuously living in the agency villages Nigni and Chichdhari Khanapur of

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Adilabad District from before 1950, i.e. from 1949 to 1972 in Nigini village and after 1972 in Chichdhari Khanapur village of Adilabad Rural Mandal.

8. In the present case, as seen from the record, there is no complaint made against the Appellant Kumari Pawar Manoranjani D/o Gajanand R/o Chichdhari Khanapur, Adilabad (Rural) Mandal of Adilabad District and the District Collector, Adilabad ought to have informed the same to the appointing authority i.e. District Forest Officer, Adilabad about her local ST status in the Agency area as per the above directions of the Hon'ble High Court. Non-compliance of the directions of the Hon'ble High Court would attract contempt proceedings.

9. Government after careful examination of the documents submitted by the Appellant along with the appeal petition, during the hearing on 27.02.2021 and also in the light of the Interim orders of the Hon'ble High Court of Judicature at Hyderabad for the State of Telangana and the State of Andhra Pradesh in interim orders passed in IA No.1 of 2018 in WP No.31426 of 2018, dated 5.9.2018 and in IA No.1 of 2018 in WP No.32413 of 2018 dated 14.09.2018, it is found that the Appellant Pawar Manoranjani D/o Gajanand R/o Chichdhari Khanapur, Adilabad (Rural) Mandal, Adilabad District and her ancestors have been continuously living in the agency villages Nigni and Chichdhari Khanapur of Adilabad District from before 1950.

10. Accordingly, Government hereby setting aside the Memo.Rc.No.C3/1621/2019-6, dt.26.9.2019 of the District Collector, Adilabad and allowed the Appeal filed by Pawar Manoranjani D/o P. Gajanand R/o Chichdhari Khanapur, Adilabad (Rural) Mandal, Adilabad District and treating the Agency Certificate bearing No.C/732/2019, dt.25.07.2019 issued by the Tahsildar, Adilabad (Rural) to the appellant, as valid.

11. The District Collector, Adilabad shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

**Dr.CHRISTINA Z.CHONGTHU
SECRETARY TO GOVERNMENT**

To

The District Collector, Adilabad District.

Pawar Manoranjani D/o: P.Gajanand, R/o.H.No.2-23/2, Chichdhari Khanapur Village, Adilabad(Rural) Mandal, Adilabad District

Copy to:

1. The Secretary, Telangana State Public Service Commission, Hyderabad (for information & necessary action)
2. The Project Officer, ITDA Utnoor, Adilabad District (for information & necessary action)
3. The District Forest Officer, Adilabad District (for information & necessary action)
4. The PS to Hon'ble Minister for ST Welfare for information.
5. The PS to Secretary (TW)
6. The PS to Special Secretary (TW)
7. SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER